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14 Attorneys for Plaintiff  
15 UNITED STATES OF AMERICA

16 UNITED STATES DISTRICT COURT

17 FOR THE CENTRAL DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA,  
19 Plaintiff,  
20 v.  
21 JASON EDWARD THOMAS CARDIFF,  
22 Defendant.

No. 5:23-CR-00021-JGB

**EX PARTE APPLICATION FOR BRIEFING  
AND HEARING SCHEDULE ON  
DEFENDANT'S MOTION TO DISMISS**

*[Filed concurrently with  
[Proposed] Order]*

**EX PARTE APPLICATION FOR BRIEFING AND HEARING SCHEDULE  
ON DEFENDANT'S MOTION TO DISMISS**

**I. CONTACT INFORMATION FOR OPPOSING COUNSEL PURSUANT TO C.D. CAL**

**LOCAL RULE 7-19**

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**II. APPLICATION**

Plaintiff United States of America, by and through its counsel of record, the United States Attorney for the Central District of California and Assistant United States Attorney Valerie L. Makarewicz and Department of Justice Trial Attorney Manu J. Sebastian, hereby requests the Court enter an Order setting a briefing and hearing schedule on the Defendant's Motion to Dismiss, filed April 8, 2024.

Defendant requested a hearing date of May 6, 2024. There is no Local Criminal Rule on briefing schedules. Pursuant to Local Civil Rule 7-9, the government would have to file a response twenty-one days before the hearing, allowing only 7 days to file a response.

1 Given the extended length and complexity of the motion, as well as  
2 the volume of exhibits attached, that is insufficient time to  
3 formulate a response. The government respectfully request the Court  
4 set a briefing and hearing schedule as follows:

5 April 22, 2024 - Response Date

6 May 6, 2024 - Reply Date

7 May 20, 2024 - Hearing Date

8 Plaintiff proposes the above schedule as it provides sufficient  
9 time for the government to respond to the Motion to Dismiss and  
10 facilitates consideration by the Court in advance of the May 20, 2024  
11 pre-trial conference date.

12 The government conferred with Defendant, inquiring if they  
13 opposed the proposed schedule. They responded with a conditional  
14 partial agreement, "We have no objection to giving you until April 22  
15 to file your opposition, provided our reply is not due until May 6,  
16 the motion hearing is set for May 20, and the government will agree  
17 to have Inspector Reins-Jarin present in court to provide testimony  
18 at the May 20 hearing."

19 The government does not believe an evidentiary hearing is needed  
20 to resolve Defendant's motion and respectfully requests the Court  
21 enter an order setting the proposed briefing and hearing schedule.  
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1 Dated April 10, 2024:

Respectfully submitted,

3 E. MARTIN ESTRADA  
4 United States Attorney

5 AMANDA LISKAMM  
6 Director, Consumer Protection  
7 Branch

8 /s/  
9 MANU J. SEBASTIAN  
10 Trial Attorney  
11 VALERIE MAKAREWICZ  
12 Assistant United States Attorney

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UNITED STATES OF AMERICA